

#12
J. Douglas
001 9/20/03Mail Stop AF - After Final
Expedited Procedure

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Charles B. DIETERICH

Appl. Serial No. 09/588,276

Filed: June 6, 2000

For: BITSTREAM TESTING METHOD AND
APPARATUS EMPLOYING
EMBEDDED REFERENCE DATA:: Art Unit: 2614
: Examiner: Trang U. Tran
: Confirmation No. 8138RECEIVED
CENTRAL FAX CENTER
SEP 11 2003

OFFICIAL

Certificate of Facsimile Transmission Under 37 C.F.R. §1.8(a)

I hereby certify that this Correspondence, along with any paper referred to as being attached or enclosed, is being filed on the Certificate Date below by Facsimile Transmission to the facsimile number for the United States Patent and Trademark Office written below.

Facsimile Number: 703-872-9315

Number of Sheets: 8

September 11, 2003
Date of Certificate

Jacqueline D. Bailey
By: Jacqueline D. Bailey

SUBMISSION IN RESPONSE TO FINAL REJECTION

This Submission in Response to Final Rejection is submitted in response to the Final Office Letter mailed August 13, 2003 in the above-captioned Application for which the three-month shortened statutory period for response expires November 13, 2003.

The present Submission in Response to Final Rejection is submitted in response to a facsimile received from the USPTO on September 10, 2003, a copy of which is submitted herewith as Exhibit A hereto. This facsimile from the USPTO contains no identification of any patent application or of the sending person, facsimile number, or group art unit.

Applicant submitted a paper by facsimile in the captioned Application on September 8, 2003, with certificate of facsimile transmission, and believes the facsimile from the USPTO may relate to that filing, even though that filing is proper under 37 C.F.R. §1.6.

Specifically, the paper filed by facsimile on September 8, 2003 was titled "Request for Corrected Office Action and Restarting of the Period for Response" and is a proper response to a Final Office Action, and so may be filed by facsimile. That Request was

Best Available Copy

SAR13423

PATENT APPLICATION
Serial No. 09/588,276

submitted within one month of the mailing date of the Office Action and also requested that the period for response be restarted. MPEP §710.06.


Another copy of the previously filed paper titled "Request for Corrected Office Action and Restarting of the Period for Response" is submitted herewith as Exhibit B hereto. Applicant has noticed a typographical error in that the date (March 24, 2003) stated in the third line from the bottom of page 3 thereof is incorrect, and hereby requests that the date be corrected to August 13, 2003, which is obvious from the first paragraph on page 1 thereof.

Applicant respectfully requests that the "Request for Corrected Office Action and Restarting of the Period for Response" be considered and acted on favorably, i.e. that the Office Action mailed on August 13, 2003 be withdrawn, that a corrected Office Action be issued, and that the period for responding to the corrected Office Action be restarted based upon the mailing date of the corrected Action. Applicant also restates the request that the corrected Office Action be a Notice of Allowance based upon consideration of the evidence and argument presented in the previous response.

No fee is due in consequence of this Request. However, should any fee be due, please charge such fee and deposit any refund to Deposit Account 04-1406 of Dann, Dorfman, Herrell & Skillman.

The Examiner is requested to telephone the undersigned attorney if there is any question or if prosecution of this Application could be furthered by telephone.

Respectfully submitted,
Dann, Dorfman, Herrell & Skillman, P.C.
Attorneys for Applicant(s)

By: 
Clement A. Berard
PTO Registration No. 29,613

September 11, 2003

Dann, Dorfman, Herrell and Skillman, P.C.
1601 Market Street, Suite 2400
Philadelphia, PA 19103

Telephone: 215-563-4100
Facsimile: 215-563-4044

Enc.: Exhibit A (1 sheet)
Exhibit B.(5 sheets)

OFFICIAL

RECEIVED
CENTRAL FAX CENTER
SEP 11 2003